

UNITED STATES DISTRICT COURT FOR  
THE SOUTHERN DISTRICT OF NEW YORK

EON-NET, L.P.,

UNO SONY  
DOCUMENTELECTRONICALLY FILED  
E.D.N.Y.

DATE FILED: 7/18/07

Plaintiff,

NOTICE OF DISMISSAL  
WITHOUT PREJUDICE

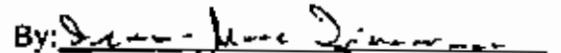
v.

07-CV-2822 (NRB)

WALGREEN COMPANY,

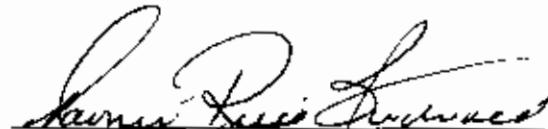
Defendant.

Pursuant to Fed. R. Civ. P. 41(a)(1), Plaintiff Eon-Net, L.P. hereby dismisses without prejudice this action and all claims therein and reserves the right to move the Court to reinstate this action within six months of a ruling favorable to Eon-Net by the U.S. Court of Appeals for the Federal Circuit in Eon-Net, L.P. v. Flagstar Bancorp, Inc., Case No. 05-2129MJP.

By:   
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Attorneys for Plaintiff Eon-Net, L.P.

Dated: July 16, 2007  
Westfield, New Jersey

SO ORDERED:

  
Naomi R. Buchwald, U.S.D.J.Dated: July 17, 2007